

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Oakland Division

KORVEL SUTTON and RODERICK  
WILLIAMS,

No. CV11-03911 LB

Plaintiffs,

**ORDER REGARDING FURTHER  
SETTLEMENT CONFERENCE**

v.

APPLE COMPUTERS ITUNES, RAMS  
HORN BV, DONALD B. MACMILLAN, and  
JIM CALLON,

Defendants.

At the case management conference, the court and the parties discussed the case's settlement posture, including what has settled, what is pending settlement, and what has not settled. The parties also suggested that a further settlement conference would be helpful, particularly with regard to Mr. Callon (now representing himself) and Mr. Williams, who is in custody and needs to participate by telephone.

For the reasons discussed on the record, and with Judge Spero's approval, the parties are instructed to contact Judge Spero's courtroom deputy Karen Hom at 415-522-2035 to schedule a further settlement conference call. The parties should meet and confer first to come up with a joint recommendation about what process would be most helpful. The court also instructs remaining counsel in the case to e-file a chart (preferably on one page) with the status of the case. A partially-filled out chart (based on the court's assessment of the record) is below. If counsel would like a

word-processable version of this chart, they may email the court's orders box at [lbpo@cand.uscourts.gov](mailto:lbpo@cand.uscourts.gov) and request one.

In any event, Judge Spero is expecting the parties' call.

	Sutton's Claims (FAC, ECF No. 81)	Williams's Claims (FAC, ECF No. 81)	Rams Horn's Claims (Cross- and Counter-Complaint, ECF No. 89)
Sutton	NA	NA	defaulted (close to settling)
Williams	NA	NA	answered (ECF No. 90) (close to settling)
Apple	settled; stip of dismissal (ECF No. 107)	settled; stip of dismiss (ECF No. 107)	NA
RamsHorn	answered (ECF No. 87); stip of dismissal to be filed based on insufficient voluntary dismissal (ECF No. 106))	answered (ECF No. 87) (close to settled?)	NA
Siegfried Weyprecht	answered (ECF No. 87) (unclear whether included in RamsHorn settlement)	answered (ECF No. 87) (unclear whether included in RamsHorn settlement)	NA
Macola Records (MacMillan's company)	not served?	not served?	NA
MacMillan	settled	settled	answered (ECF No. 96) (close to settling)
Electro Eternal (Callon's company)	not served?	not served?	NA
Callon	answered initial complaint but not FAC	answered initial complaint but not FAC	NA

**IT IS SO ORDERED.**

Dated: May 25, 2012

  
 LAUREL BEELER  
 United States Magistrate Judge